

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

STEPHEN SZABO, : CIVIL ACTION NO. 04-6355 (MLC)
Plaintiff, : **MEMORANDUM OPINION**
v. :
ADESA AUCTIONS, et al., :
Defendants. :
_____ :

THE PLAINTIFF MOVING to remand the action to state court (dkt. entry no. 4); and the Court now being advised "that the above referenced matter has been settled" and that "[a] stipulation of Dismissal will be forthcoming" (7-6-05 Mashel Letter, at 1); and thus the Court intending to (1) deny the motion without prejudice as moot, and (2) dismiss the complaint without prejudice to reopen if the settlement is not consummated; and the parties being advised that – in order to protect their interests – they may still submit a stipulation of dismissal in this action, even though the action will be marked as terminated by the Clerk of the Court; and good cause appearing, the Court will issue an appropriate order.

s/ Mary L. Cooper
MARY L. COOPER
United States District Judge